

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

THE MCGRAW-HILL COMPANIES, INC., )  
PEARSON EDUCATION, INC., PENGUIN )  
GROUP (USA) INC., SIMON & )  
SCHUSTER, INC., and WILEY & SONS, )  
INC. )

Plaintiffs, )

v. )

GOOGLE INC., )

Defendant. )

Civil Action No.: 05 CV 8881-JES

THE AUTHOR'S GUILD, Associational )  
Plaintiff, HERBERT MITGANG, BETTY )  
MILES AND DANIEL HOFFMAN, )  
Individually and on Behalf of All Others )  
Similarly Situated, )

Plaintiffs, )

v. )

GOOGLE INC., )

Defendant. )

Civil Action No.: 05 CV 8136 (JES)

**NOTICE OF INTENT TO SERVE SUBPOENA**

Defendant Google hereby provides notice that it intends to serve the attached subpoena directed to the Association of American Publishers, Inc.

Dated: November 22, 2006.

s/Ronald L. Raider

---

Joseph M. Beck (JB 9494)  
Alex S. Fonoroff (AF 2533)  
Ronald L. Raider (RR 5307)  
Kilpatrick Stockton LLP  
1100 Peachtree Street, Suite 1100  
Atlanta, GA 30309-4530  
Telephone: (404) 815-6406  
Facsimile: (404) 541-3126

Adam H. Charnes (AC 0161)  
Kilpatrick Stockton LLP  
1001 West Fourth Street  
Winston-Salem, NC 27101-2400  
Telephone: (336) 607-7382  
Facsimile: (336) 734-2602

Jeffrey A. Conciatori  
Quinn Emanuel Urquhart Oliver & Hedges  
51 Madison Avenue, 22nd Floor  
New York, NY 10010  
Telephone: (212) 849-7000  
Facsimile: (212) 849-7100

**CERTIFICATE OF SERVICE**

This is to certify that the foregoing NOTICE OF INTENT TO SERVE SUBPOENA  
was served this 22<sup>nd</sup> day of November, 2006, by email, on the following:

Bruce P. Keller (bpkeller@debevoise.com)  
Jeffrey P. Cunard (jpcunard@debevoise.com)  
James J. Pastore, Jr. (jjpastor@debevoise.com)  
Debevoise & Plimpton LLP  
919 Third Avenue  
New York, NY 10022

Counsel for the Publisher Plaintiffs

Sanford P. Dumain (sdumain@milbergweiss.com)  
Laura Gundersheim (lgundersheim@milbergweiss.com)  
Milberg Weiss Bershad & Schulman LLP  
One Pennsylvania Plaza  
New York, NY 10119-0165

Michael J. Boni (mboni@kohnswift.com)  
Kate Reznick (kreznick@kohnswift.com)  
Kohn, Swift & Graf, P.C.  
One South Broad Street, Suite 2100  
Philadelphia, PA 19107

Counsel for the Authors Guild Plaintiffs

s/Ronald L. Raider  
Ronald L. Raider